



08-04-08

PTO/SB/30 (01-08)

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**Request
For
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<i>Application Number</i>	10/668,708
<i>Filing Date</i>	September 23, 2003
<i>First Named Inventor</i>	John F. Austermann III
<i>Art Unit</i>	2616
<i>Examiner Name</i>	HYUN, Soon D.
<i>Attorney Docket Number</i>	9919-000002/COC

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114**

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. Other _____

b. Enclosed

i. Amendment/Reply
ii. Affidavit(s)/Declaration(s)

iii. Information Disclosure Statement (IDS)
iv. Other _____

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)

b. Other _____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.08-0750

i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. 1.17(e)	<u>08/05/2008</u>	<u>EFLORES</u>	<u>00000060</u>	<u>080750</u>
ii. <input type="checkbox"/> Extension of time fee (37 C.F.R. 1.136 and 1.17)	<u>01</u>	<u>FC:1801</u>	<u>810.00</u>	<u>DA</u>
iii. <input checked="" type="checkbox"/> Other <u>extra claim fees</u>	<u>02</u>	<u>FC:1201</u>	<u>210.00</u>	<u>DA</u>
b. <input type="checkbox"/> Check in the amount of \$ _____ enclosed	<u>03</u>	<u>FC:1202</u>	<u>24800.00</u>	<u>DA</u>
c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>G. Gregory Schiyley</i>	Date	August 1, 2008
Name (Print /Type)	G. Gregory Schiyley	Registration No. (Attorney/Agent)	27,382

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCB, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below: 1/12

Signature		Date	August 1, 2008
Name (Print/Type)	G. Gregory Schiavley		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EM 184 988 385 US



FEE TRANSMITTAL for FY 2008

Effective 2/8/2006. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 26190)

Complete If Known	
Application Number	10/668,708
Filing Date	September 23, 2003
First Named Inventor	John F. Austermann III
Examiner Name	HYUN, Soon D.
Art Unit	2616
Attorney Docket No.	9919-000002/COC

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Other None
 Deposit Account:

Deposit Account Number

08-0750

Deposit Account Name

Harness Dickey & Pierce, PLC

The Director is authorized to: (check all that apply)
 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1011	310	2011	155
1012	210	2012	105
1013	210	2013	105
1014	310	2014	155
1005	210	2005	105
SUBTOTAL (1)		(\$ 0)	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
516	-20 **	= 496	X 50 = 2480
4	-3 **	= 1	X 210 = 210
Multiple Dependent	X		370 = 370

Large Entity	Small Entity	Fee Description
Fee Code	Fee (\$)	Fee Description
1202	50	Claims in excess of 20
1201	210	Independent claims in excess of 3
1203	370	Multiple dependent claim, if not paid
1204	210	** Reissue independent claims over original patent
1205	50	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 25380)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
1052	50	2052	25
1053	130	1053	130
1812	2,520	1812	2,520
1804	920*	1804	920*
1805	1,840*	1805	1,840*
1251	120	2251	60
1252	460	2252	230
1253	1,050	2253	525
1254	1,640	2254	820
1255	2,230	2255	1,115
1401	510	2401	255
1402	510	2402	255
1403	1,030	2403	515
1452	510	2452	255
1453	1,540	2453	770
1462	400	1462	400
1463	200	1463	200
1464	130	1464	130
1807	50	1807	50
1806	180	1806	180
8021	40	8021	40
1809	810	2809	405
1810	810	2810	405
1801	810	2801	405
Other fee (specify) _____		SUBTOTAL (3) (\$ 810)	

4. SEARCH/EXAMINATION FEES

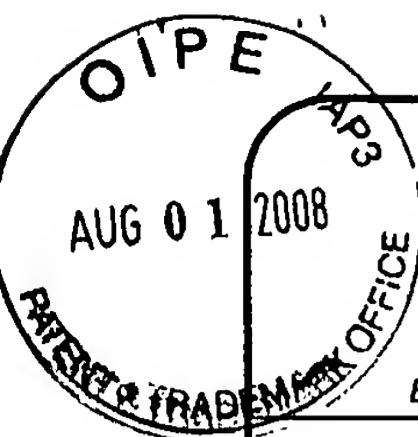
1111	510	2111	255	Utility Search Fee
1112	100	2112	50	Design Search Fee
1113	310	2113	155	Plant Search Fee
1114	510	2114	255	Reissue Search Fee
1311	210	2311	105	Utility Examination Fee
1312	130	2312	65	Design Examination Fee
1313	160	2313	80	Plant Examination Fee
1314	620	2314	310	Reissue Examination Fee
SUBTOTAL (4) (\$ 0)				

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Name (Print/Type)	G. Gregory Schivley	Registration No. (Attorney/Agent)	Telephone	Complete (if applicable)
Signature		27,382	248 641 1600	Date August 1, 2008

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FEE TRANSMITTAL for FY 2008

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Examiner Name	HYUN, Soon D.
Art Unit	2616
Attorney Docket No.	9919-000002/COC

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number 08-0750

Deposit Account Name Harness Dickey & Pierce, PLC

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252	460	2252	230	Extension for reply within second month	
1253	1,050	2253	525	Extension for reply within third month	
1254	1,640	2254	820	Extension for reply within fourth month	
1255	2,230	2255	1,115	Extension for reply within fifth month	
1401	510	2401	255	Notice of Appeal	
1402	510	2402	255	Filing a brief in support of an appeal	
1403	1,030	2403	515	Request for oral hearing	
1452	510	2452	255	Petition to revive – unavoidable	
1453	1,540	2453	770	Petition to revive – unintentional	
1462	400	1462	400	Petition fee under 37 CFR 1.17(f)	
1463	200	1463	200	Petition fee under 37 CFR 1.17(g)	
1464	130	1464	130	Petition fee under 37 CFR 1.17(h)	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	810	2809	405	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	810	2810	405	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	810	2801	405	Request for Continued Examination (RCE)	810

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 810)

4. SEARCH/EXAMINATION FEES

1111	510	2111	255	Utility Search Fee
1112	100	2112	50	Design Search Fee
1113	310	2113	155	Plant Search Fee
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1312	130	2312	65	Design Examination Fee
1313	160	2313	80	Plant Examination Fee
1314	620	2314	310	Reissue Examination Fee
				SUBTOTAL (4) (\$ 0)

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	G. Gregory Schivley	Registration No. (Attorney/Agent)	27,382	Telephone	248 641 1600
Signature				Date	August 1, 2008

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